IN THE HIGH COURT OF BOMBAY AT GOA

PUBLIC INTEREST LITIGATION WP NO. 14 OF 2007

MR. JOHN FERNANDES ... Petitioner
Versus
MR. NITIN KUDOV AND 3 ORS., ... Respondents

Petitioner in person.
Mr. D. Pangam, Advocate for respondent No.1.
Mr. S. R. Rivonkar, Government Advocate for respondent no.3.

Coram:- D. B. BHOSALE &
N. A. BRITTO, JJ.

Date:- 10th December, 2007

P.C.

A letter dated 3rd October, 2007 addressed to the Senior Judge of this Court, was registered as PIL Writ Petition vide order dated 8.10.2007. The author of the letter made a grievance that in Survey No.64, there are various illegal constructions put up on the north-east corner of the said property. In one hut, according to him, a restaurant is being run known as "Kanara" and in the north-west, there are other illegal huts. It appears that earlier also such illegal constructions were put up which the Goa Coastal Zone Management Authority had directed to remove by its order dated 17.11.2004 and in pursuance of that order all the illegal constructions were removed.

2. The petitioner, in person, has pointed out that there is yet another survey No.72/1 where there are similar illegal constructions erected. It is not clear whether the restaurant "Kanara" stands in survey No.64 or 72/1. Mr. Rivonkar, learned Government Advocate appearing for the Goa Coastal Zone Management Authority submits that the Authority has found some illegal constructions on these survey numbers and they propose to

issue show cause notices to them, within a period of two weeks from today and shall take appropriate action, in accordance with law, after giving them an opportunity of being heard.

3. Having regard to the grievance made in the letter and having considered the submissions of the learned Counsel for the parties, we are satisfied that the following order shall meet the ends of justice :

The Goa Coastal Zone Management Authority shall issue show cause notices to all the illegal constructions in survey Nos. 64 and 72/1 of Village Arambol within a period of two weeks from today and shall decide the same as expeditiously as possible and preferably within a period of four weeks therefrom, after giving an opportunity of being heard to all the concerned. The Authority shall also give an intimation to the petitioner of the hearing and he may also be heard while disposing of the show cause notices.

With these directions, the writ petition stands disposed of.

D. B. BHOSALE, J.

N. A. BRITTO, J.

ssm.